

**BEFORE THE
PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA
DOCKET NO. 2018-163-E**

In Re:)	
)	
SolAmerica SC, LLC and Edgefield County)	
S1, LLC,)	
)	
Complainants,)	
)	
vs.)	
)	
South Carolina Electric & Gas Company)	
)	
Defendant/Respondent.)	
)	

**SOUTH CAROLINA ELECTRIC
& GAS COMPANY'S SECOND
SET OF DISCOVERY REQUESTS**

**TO: RICHARD L. WHITT, ESQUIRE, ATTORNEY FOR COMPLAINANTS/
PETITIONERS SOLAMERICA SC, LLC AND EDGEFIELD COUNTY S1, LLC**

Pursuant to 10 S.C. Code Ann. Regs. §§ 103-833, 103-835, South Carolina Electric & Gas Company ("SCE&G"), by and through its undersigned counsel, requests that SolAmerica SC, LLC and Edgefield County S1, LLC (collectively "Complainants") produce all documents or other materials responsive to the corresponding request for production within twenty (20) days of the date of service hereof to the offices of K. Chad Burgess, South Carolina Electric & Gas Company, Mail Code C222, 220 Operation Way Cayce, South Carolina 29033-3701 ("Discovery Requests").

INSTRUCTIONS

IT IS HEREIN REQUESTED:

1. That all information, documents, and other materials shall be provided to the undersigned in the format as requested.
2. That all responses to the below Discovery Requests shall be labeled using the same numbers as used herein.
3. That if the requested information, documents, or other materials are found in other places or in other exhibits, reference not be made to those, but, instead, that the information, documents, or other materials be reproduced and placed in the responses to the interrogatory or request for production in the appropriate sequence.
4. That any inquiries or communication relating to questions concerning clarifications be directed to the undersigned.
5. That all exhibits be reduced to an 8.5" x 11" format.
6. If the response to any Discovery Request is that the information requested is not currently available, state why the information is not currently available and when the information requested will become available.
7. The corresponding Discovery Requests shall be deemed continuing so as to require Complainants to supplement or amend their responses as any additional information, documents, or other materials become available up to and through the date of hearing.
8. If a privilege not to answer is claimed, identify and describe each matter as to which privilege is claimed, the nature of the privilege, and the legal and factual basis for each such claim.

9. If a refusal to answer is based on the grounds that same would be unduly burdensome, identify the number and nature of documents needed to be searched, the location of the documents, and the number of man hours and costs required to conduct the search.

10. Answer based on the entire knowledge of Complainants, including information in the possession of Complainants, their officers, directors, consultants, representatives, agents, experts, and attorneys, if any.

11. If any Discovery Request cannot be admitted, denied, or answered in full, admit, deny, or answer to the extent possible and specify the reasons for Complainants' inability to provide a complete admission, denial, or answer.

12. These Discovery Requests exclude any documents previously produced in this action by you.

DEFINITIONS

1. The terms "SolAmerica," "Edgefield County S1," "Complainants," "Claimants," "You," and "Your" where used in these Discovery Requests refer to Complainant/Petitioner SolAmerica SC, LLC and/or Edgefield County S1, LLC, jointly and severally, together with their employees, agents, consultants, experts, subsidiaries, affiliates, parents, and other operational or functional units and all officers, directors, owners, members, employees, agents, and representatives of these entities. They also include all other persons acting on behalf of Complainants/Petitioners SolAmerica SC, LLC and/or Edgefield County S1, LLC.

2. The term "SCE&G" where used in these Discovery Requests refers to Respondent South Carolina Electric & Gas Company, together with its employees, agents, consultants, experts, subsidiaries, affiliates, parents, and other operational or functional units and all officers, directors, owners, members, employees, agents, and representatives of these entities. It also

includes all other persons acting on behalf of Respondent South Carolina Electric & Gas Company.

3. The term “PPA” means the Power Purchase Agreement between SCE&G and Edgefield County S1 entered into on April 9, 2018.

4. The term “IA” means the Interconnection Agreement between SCE&G and SolAmerica entered on October 4, 2016.

5. The term “Complaints” means the Request for Modification of the Interconnection Agreement and the Motion to Maintain Status Quo, both filed by Complainants with the Public Service Commission of South Carolina on or about May 9, 2018, and which were converted to Complaints by the Public Service Commission of South Carolina on or about June 6, 2018, and the Reply to Company’s Response to SolAmerica’s Motion and Request for Modification, filed by Complainants with the Public Service Commission of South Carolina on or about May 24, 2018, in the above-captioned matter.

6. The term “Action” shall mean the action initiated by Complainants before the Public Service Commission of South Carolina, Docket No. 2018-163-E.

7. The term “Project” shall mean a 10 MW solar generating facility that will be certified as a Qualifying Facility and connect to and operate on SCE&G’s systems and the purchase of power under the terms of the IA and PPA.

8. “Person” shall mean any individual, partnership, firm, association, corporation, government agency, or other business or legal entity.

9. “Document” and “documents” shall mean all written, recorded or graphic matters whatsoever and all non-identical copies thereof, including but not limited to papers, books, records, letters, photographs, correspondence, communications, electronic mail, text messages,

social media records, telegrams, cables, telex messages, evidences of payment, checks, memoranda, notes, notations, work papers, transcripts, minutes, reports, recordings of telephone or other conversations, statements, summaries, opinions, studies, analyses, evaluations, contracts, agreements, jotting, agendas, bulletins, notices, announcements, advertisements, guidelines, charts, manuals, brochures, publications, schedules, price lists, subscription lists, customer lists, journals, statistical reports, desk calendars, appointment books, diaries, lists, tabulations, newsletters, drafts, proofs, galleys, or other prepublication forms of materials, telephone lists or indexes, rolodexes, computer printouts, data processing program libraries, data processing input and outputs, microfilm, microfiches, CD-ROMs, books of account, records or invoices reflecting business operations, all records kept by electronic, photographic or mechanical means, any notes or drafts relating to any of the foregoing, and any other documents as defined in Rule 34 of the South Carolina Rules of Civil Procedure of any kind in Complainants' possession, custody or control or to which Complainants have access or know to exist. The above list is not meant to be exhaustive but to demonstrate the breadth of the items that may be considered "documents."

10. "Communication(s)" when used in these Discovery Requests shall include the transmittal of information by any means, written, oral, electronic or otherwise.

11. "Identify" or "identity" used with reference to an individual means to state his or her full name, present or last known address, present or last known position and business affiliation, and employer, title, and position at the time in question. If the person was an officer, director, trustee, commissioner, or employee of respondent, also state the job title and areas of responsibility.

12. "Identify" or "identity" used with reference to a writing means to state the date, author, type of document (e.g., letter, memorandum, telegram, chart, note, application, etc.) or other means of identification, and its present location or custodian. If any such document is no longer in

respondent's possession or subject to its control, state what disposition was made of it.

13. "Address" means home address, mailing address, school address, and business address.

14. Please construe "and" as well as "or" either disjunctively or conjunctively as necessary to bring within the scope of these Discovery Requests any information which might otherwise be construed outside their scope.

15. The terms "relating to," "relate to," and "related to" mean directly or indirectly, expressly or implied, mentioning, describing, pertaining to, being connected with, or reflecting upon the subject matter of the specific request.

REQUESTS FOR PRODUCTION

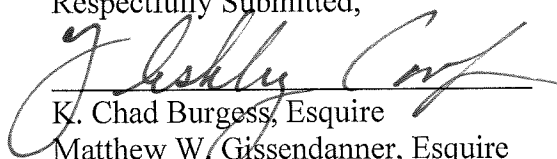
20. All documents relating to SolAmerica's efforts to obtain financing for the Project during the period January 1, 2018 to present, including but not limited to all signed and/or draft letters of intent and all signed and/or draft financing agreements between SolAmerica and any investors or potential investors.

21. All communications between SolAmerica and any investors or potential investors for the period January 1, 2018 to present regarding the financing of the Project.

22. All communications between SolAmerica and any investors or potential investors wherein the investors reference they will no longer finance the Project due to SCE&G's alleged failure to align the PPA and IA as alleged in Paragraph 2 of SolAmerica's Complaint Requesting Modification.

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Respectfully Submitted,



K. Chad Burgess, Esquire

Matthew W. Gissendanner, Esquire

South Carolina Electric & Gas Company

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***Attorneys for South Carolina Electric &
Gas Company***

Cayce, South Carolina

This 7th day of August, 2018